



**IN THE  
UNITED STATES  
PATENT AND TRADEMARK OFFICE**

**IN RE APPLICATION OF:** Desilvestro et al.

**CASE:** ILI-031148

**SER. NO.:** 10/568,129

**FILING DATE:** February 14, 2006

**FOR:** RECHARGEABLE BIPOLAR HIGH  
POWER ELECTROCHEMICAL  
DEVICE WITH REDUCED  
MONITORING REQUIREMENT

**RESPONSE TO  
NOTIFICATION  
OF MISSING  
REQUIREMENTS  
UNDER  
35 U.S.C. 371**

Mail Stop Missing Parts  
COMMISSIONER  
FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ATTENTION OF:** Not yet assigned

**EXAMINER:** Not yet assigned

**CONFIRMATION NO.:** 9634

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

Dear Examiner:

This is in response to the Notification of Missing Requirements Under 35 U.S.C. 371, mailed September 7, 2006, a copy of which is attached.

The Notice indicated that the executed declaration was missing. In response, Applicant herewith submits an executed declaration and no fee is required inasmuch as it was previously submitted.

**FACTOR & LAKE, LTD.**  
1327 W. Washington Blvd  
Suite 5G/H  
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Furthermore, Applicant submits herewith a fully executed Assignment, Recordation Form Cover Sheet and the Assignment fee in the amount of \$40.00.

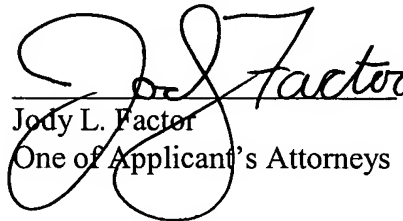
In addition, also enclosed are four executed Power of Attorney documents.

Should anything further be required, a telephone call to the undersigned at (312) 226-1818 is respectfully solicited.

Respectfully submitted,

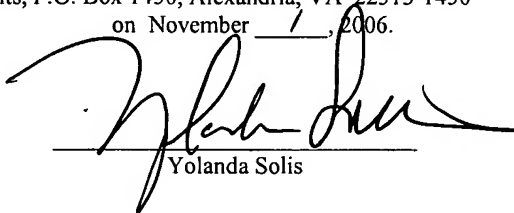
FACTOR & LAKE, LTD.

Date: November 1, 2006

  
Jody L. Factor  
One of Applicant's Attorneys

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Patent Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 1, 2006.

  
Yolanda Solis

PCT \$



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/568,129	Hans Desilvestro	ILI-031148

22876  
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INTERNATIONAL APPLICATION NO.	
PCT/EP04/09183	
I.A. FILING DATE	PRIORITY DATE
08/16/2004	08/15/2003

CONFIRMATION NO. 9634

371 FORMALITIES LETTER



\*OC000000020324277\*

Date Mailed: 09/07/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 02/14/2006
- Copy of the International Search Report filed on 02/14/2006
- Preliminary Amendments filed on 02/14/2006
- Information Disclosure Statements filed on 02/14/2006
- Oath or Declaration filed on 02/14/2006
- U.S. Basic National Fees filed on 02/14/2006
- Priority Documents filed on 02/14/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/568,129	PCT/EP04/09183	ILI-031148

FORM PCT/DO/EO/905 (371 Formalities Notice)